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JUL 08 2005 10:49AM CHARLES G CALL

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P. 1

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**JUL 08 2005**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In the Application of**

**Applicants: John Emanuel M.D. Markis et al.**

**Serial No. 10/034,346**

**Filed: December 20, 2001**

**Title: Methods and Apparatus for Acquiring  
and Using Bedside Medical Data**

**Examiner  
Joseph Thomas**

**Art Unit 3626**

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**Dear Sir:**

**FAX TRANSMISSION COVER LETTER**

The attached **FOUR PAGES** are being transmitted with this cover letter via facsimile to the central facsimile number of United States Patent and Trademark Office, (703) 872-9306, on July 8, 2005.

Respectfully submitted,



**Charles G. Call, Reg. 20,406  
USPTO Customer No. 021253  
68 Horse Pond Road  
West Yarmouth, MA 02673-2516  
Fax: (508) 629-6540**

**Dated: July 8, 2005**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of	)	
	)	
Applicants: John Emanuel Markis et al.	)	
	)	Examiner
Serial No. 10/034,346	)	Joseph Thomas
	)	
Filed: December 20, 2001	)	Art Unit 3626
	)	
Title: Methods and Apparatus for Acquiring and Using Bedside Medical Data	)	

Commissioner of Patents and Trademarks  
Washington, DC 20231

Dear Sir:

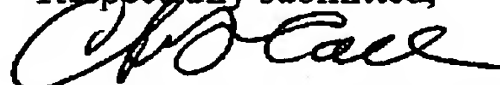
**PETITION TO MAKE SPECIAL**

This petition is presented pursuant to 37 C.F.R. 1.102(c) and requests that the above-identified application be made special on the basis of that two of the named applicants are 65 years of age or more as shown by the accompanying declarations.

37 C.F.R. 1.102(c) provides that "A petition to make an application special may be filed without a fee if the basis for the petition is the applicant's age or health or that the invention will materially enhance the quality of the environment or materially contribute to the development or conservation of energy resources."

MPEP § 708.02 further states "An application may be made special upon filing a petition including any evidence showing that the applicant is 65 years of age, or more, such as a birth certificate or applicant's statement. No fee is required with such a petition. See 37 CFR 1.102(c)."

Respectfully submitted,



Charles G. Call, Reg. 20,406

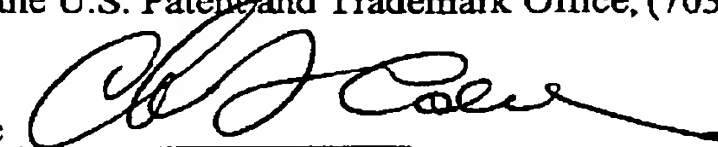
Dated: July 8, 2005

**Certificate of Transmission under 37 CFR 1.8**

I hereby certify that this PETITION TO MAKE SPECIAL is being transmitted by facsimile to the central facsimile number of the U.S. Patent and Trademark Office, (703) 872-9306, on July 8, 2005.

Dated: July 8, 2005

Signature



Charles G. Call, Reg. No. 20,406

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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

### In the Application of

**Applicants: John Emanuel Markis et al.**

**Serial No. 10/034,346**

**Filed: December 20, 2001**

**Title: Methods and Apparatus for Acquiring and Using Bedside Medical Data**

**Examiner**  
**Joseph Thomas**

## Art Unit 3626

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Dear Sir:

### DECLARATION OF RICHARD H. BAKER

I, Richard H. Baker, 26 Wildwood Drive, Bedford, MA 01730 USA, am one of the named co-inventors in the above-identified application, and present this declaration in support of the applicants' Petition under 37 C.F.R. 1.102(c) to make this application special.

I am 77 years old.

Dated: July 8, 2005  
July 8 2005

Signature Richard H Baker  
Richard H. Baker  
26 Wildwood Drive  
Bedford, MA 01730

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of

Applicants: John Emanuel Markis et al.

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Title: Methods and Apparatus for Acquiring and  
Using Bedside Medical Data

Examiner  
Joseph Thomas

Art Unit 3626

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

DECLARATION OF JOHN EMANUEL MARKIS

I, John Emanuel Markis, 15 Gammons Road, Waban, MA 02468 USA, am one of the named co-inventors in the above-identified application, and present this declaration in support of the applicants' Petition under 37 C.F.R. 1.102(c) to make this application special.

I am 67 years old.

Dated: July 2, 2005

Signature



John Emanuel Markis, MD  
15 Gammons Road  
Waban, MA 02468